

00655-1031

Index 975

Allowed January 28, 2005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
STEPHEN B. MEMORY et al) REFRIGERATION SYSTEM
Serial No. 10/602,276) Group Art Unit 3744
Filed June 24, 2003) Examiner William E. Tapolcai

**COMMENTS ON EXAMINER'S STATEMENT
OF REASONS FOR ALLOWANCE**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Examiner's Statement of Reasons for Allowance contained in the Notice of Allowance dated January 28, 2005, Applicants provide the following comments.

The Examiner's Statement of Reasons for Allowance appears to be a summary of claim language extracted from allowed independent claim 3. It should be specifically noted that the recitation in the Examiner's Statement of Reasons for Al-

**37 CFR 1.8
CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 21, 2005.

Signature: _____

Karen A. Sanderson

Name: _____

Karen A. Sanderson

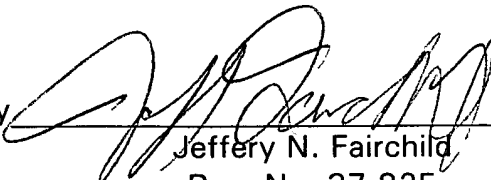
lowance is not contained in the other allowed independent claims. In this regard, it is Applicants' understanding, and the issue fee is submitted based upon this understanding, that all of the claims were properly considered by the Examiner based on the language contained in each claim and accordingly are allowable on the merits of such language without incorporating any limitations from any other claim, and particularly without incorporating any limitations recited in the Examiner's Statement of Reasons for Allowance.

To the extent that the Examiner or the Patent Office disagrees with any of the foregoing, immediate notification of such disagreement is requested. Absent such notification, it is respectfully submitted that each of the claims stands on the specific language in the claim, and has in no way relied upon the language in the Examiner's Statement of Reasons for Allowance and that no limitations should be incorporated into the claims based on the language in the Examiner's Statement of Reasons for Allowance.

Respectfully submitted,

WOOD, PHILLIPS, KATZ,
CLARK & MORTIMER

By


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February 24, 2005

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